

S.R. 283 - By Senator Snelson: Memorial resolution for James Cornelius Whitmire, Sr.

S.B. 284 - By Senator Snelson: Memorial resolution for Walter Alexander Earnest.

S.R. 285 - By Senator Snelson: Memorial resolution for Mrs. Nora M. McGee.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.R. 272 - By Senator Adams: Extending congratulations to Paul Duncan.

S.R. 273 - By Senator Adams: Extending congratulations to B. L. Cornwell, Jr.

S.R. 274 - By Senator Adams: Extending congratulations to Frank Hinton.

S.R. 275 - By Senator Herring: Extending congratulations to Mary Lee School, Austin.

S.R. 276 - By Senator Aikin: Extending welcome to Loyd W. Mathews, et al.

S.R. 277 - By Senator Herring: Extending welcome to students from Ridgetop Elementary School.

S.R. 280 - By Senator Moore: Extending congratulations to Sam Houston's Bearcats Basketball team.

S.R. 281 - By Senator Andujar: Extending welcome to Senior Citizens from Arlington.

ADJOURNMENT

On motion of Senator Aikin the Senate at 12:52 o'clock p.m. adjourned until 11:00 o'clock a.m. Monday.

THIRTY-FOURTH DAY (Monday, March 12, 1973)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

The following Senator was absent-excused: Moore.

A quorum was announced present.

The Reverend Cal E. Permenter, Assistant Rector, St. Davids Episcopal Church, Austin, Texas, offered the invocation as follows:

Almighty God, Lord of all power and giver of grace and wisdom, we commend to you all who are members of this Senate. Grant to them clean hands, pure hearts and unfailing devotion to the cause of righteousness. So guide them, Lord, that all of their decisions will be in the best interests of all the citizens of this state.... and that your will will be done in and through them.

Some of us ask this in the name of the law and the prophets. Others of us ask it in Jesus Christ's name. Amen.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 8, was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Senator Moore was granted leave of absence for today on account of important business on motion of Senator Creighton.

REPORT OF STANDING COMMITTEE

Senator Creighton submitted the following reports for the Committee on Economic Development:

S.B. 419 (Amended)

S.B. 234

C.S.S.B. 131 (Read first time)

SENATE RESOLUTION 291

Senator Hightower offered the following resolution:

RESOLVED, By the Senate of Texas that each Thursday morning at 8:30 unless twenty-four (24) hours advance notice is given, and at such other times as the Senate may direct, there shall be prepared Local and Uncontested Bill Calendars, which calendars shall be prepared by the Committee on Administration.

No bills or resolutions shall be placed on such calendar which contain appropriations or create new departments or subdivisions of departments, except purely local bills where the expenditure is not from state funds.

No bills or resolutions which the Committee feels might create a controversy shall be placed on such calendar. Any bill or resolution on such calendar shall not be considered if as many as three members of the Senate object to such consideration.

The calendar shall be placed on the desks of the members no later than noon of the previous day before any such session. The Committee may name a time after which applications for a place on the calendar may not be made.

The Committee shall not consider any bills unless a printed copy of such bill or the bill itself is presented to the Committee.

The resolution was read and was adopted.

MESSAGE FROM THE HOUSE

Hall of the House of Representatives
Austin, Texas, March 12, 1973

Honorable William P. Hobby
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 38, In memory of George G. Smith.

S.C.R. 40, In memory of James M. Clay.

S.C.R. 41, In memory of Charles P. McGaha.

S.C.R. 43, In memory of Ed Foster, Jr.

S.C.R. 46, Resolving that the Senate of the 63rd Legislature, the House of Representatives concurring, pay highest tribute to the memory of Barney Carter, and convey our sincere condolences to the surviving members of the family.

S.C.R. 54, In memory of Dr. David D. Rains, stepfather of State Representative Mickey Leland of Houston.

H.B. 699, A bill to be entitled An Act appropriating funds to the Texas Board of Examiners in the Fitting and Dispensing of Hearing Aids out of Fund Number 87; and declaring an emergency.

H.B. 1, A bill to be entitled An Act regulating the activities of certain state officers and state employees; requiring the disclosure of certain gifts and certain business and financial activities and interests by officers, employees, and candidates; prohibiting certain conduct relating to abuse of an officer's or employee's influence; prescribing standards of conduct; providing public access to certain records; creating the State Ethics Commission and prescribing its organization, powers, and duties; prohibiting disclosure of certain confidential information; providing sanctions for malicious prosecution; prescribing penalties; repealing Chapter 100, Acts of the 55th Legislature, Regular Session, 1957 (Article 6252-9, Vernon's Texas Civil Statutes); providing for severability; and declaring an emergency.

Respectfully submitted,
DOROTHY HALLMAN
Chief Clerk, House of Representatives

SENATE CONCURRENT RESOLUTION 57

Senator Blanchard offered the following resolution:

S.C.R. 57, Requesting the Governor to return S.B. 133 to the Senate for further consideration.

The resolution was read.

On motion of Senator Blanchard and by unanimous consent, the resolution was considered immediately and was adopted.

SENATE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

By Senator Sherman:

S.B. 660, A bill to be entitled An Act amending Section 389A of the Texas Probate Code clarifying the authority of corporate guardians to sell or

dispose of certain investments; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Sherman:

S.B. 661, A bill to be entitled An Act amending Section 12 of the Texas Trust Act, as amended, to permit a corporation, which shall include a national banking association and a state chartered bank, serving as trustee, executor, administrator, or guardian to sell without prior court approval shares of the capital stock of itself so owned or held by itself for any estate to any one or more of its stockholders, who are not at the time of said sale and purchase serving either as an officer or director of said corporation; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Santiesteban:

S.B. 662, A bill to be entitled An Act relating to the assessment and collection of taxes by certain school districts; amending Chapter 23, Subchapter F, Section 23.92 of the Texas Education Code; repealing conflicting general and special laws; containing a savings clause; and declaring an emergency.

To Committee on State Affairs.

By Senator Moore:

S.B. 663, A bill to be entitled An Act requiring the disclosure of certain business and financial activities and interests by certain employees of news organizations; prescribing penalties; providing for severability; and declaring an emergency.

To Committee on State Affairs.

By Senator Moore:

S.B. 664, A bill to be entitled An Act requiring the disclosure of certain business and financial activities and interests by news organizations, its officers and employees; prescribing penalties; providing for severability; and declaring an emergency.

To Committee on State Affairs.

By Senator Santiesteban:

S.B. 665, A bill to be entitled An Act relating to the maximum amount of term life insurance which may be provided under certain plans of group insurance; amending Subsection (6), Section 1, Article 3.50, Insurance Code, as amended; and declaring an emergency.

To Committee on Economic Development.

By Senator Santiesteban:

S.B. 666, A bill to be entitled An Act relating to attendance at driver rehabilitation schools as an alternative to driver's license suspension in certain cases; providing a penalty; adding Section 22A to, and adding Subsection (e) to Section 24A, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6687b, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Human Resources.

By Senator Santiesteban:

S.B. 667, A bill to be entitled An Act amending Subchapter D, Chapter 21, Texas Education Code, by adding Section 21.118, to authorize and provide for the establishment and administration of a comprehensive crime and narcotics education program encompassing the services and efforts of regional education service centers and Texas school districts; providing guidelines to be considered in program development purposes; providing for an appropriation of state funds in support thereof; providing an effective date of this Act; and declaring an emergency.

To Committee on Education.

By Senator Santiesteban:

S.B. 668, A bill to be entitled An Act relating to the composition and qualifications of each appointee to the State Board of Pharmacy; amending Section 1, Chapter 107, Acts of the 41st Legislature, Regular Session, 1929, as amended (Article 4542a, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Human Resources.

By Senator Braecklein:

S.B. 669, A bill to be entitled An Act relating to fraudulently obtaining telecommunications services; providing penalties; and declaring an emergency.

To Committee on Human Resources.

By Senators Braecklein and Harris:

S.B. 670, A bill to be entitled An Act relating to the establishing of the Elm Fork State Park and providing for its development, operation, and maintenance; providing for acquisition of land and interests in land; making an appropriation; and declaring an emergency.

To Committee on State Affairs.

By Senator Traeger:

S.B. 671, A bill to be entitled An Act relating to the regulations and licensing of the business of making bond in criminal and quasi-criminal cases; providing certain penalties; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Traeger:

S.B. 672, A bill to be entitled An Act relating to the creation, establishment, maintenance, and operation of a college of podiatry; amending Chapter 74, Texas Education Code, by adding a new Subchapter J; providing for severability; and declaring an emergency.

To Committee on Education.

By Senator Brooks:

S.B. 673, A bill to be entitled An Act relating to removing justices of the peace from the exemption with respect to compensation, expenses and allowances of county and precinct officials, amending Subsection (4), Section 7, Chapter 622, Acts of the 62nd Legislature, Regular Session, 1971 (Article 3912k, Vernon's Texas Civil Statutes).

To Committee on Intergovernmental Relations.

By Senator Brooks:

S.B. 674, A bill to be entitled An Act amending Sections 5, 6, and 7, Chapter 507, Acts of the 59th Legislature, Regular Session, 1965 (Article 1176a, Vernon's Texas Penal Code); relating to the payment of compensation to persons unlawfully imprisoned for crimes they did not commit; increasing and enlarging the measure of damages for compensation; creating a cause of action for the benefit of the heirs and estate of such persons; adding Section 8 to Chapter 507, Acts of the 59th Legislature, Regular Session, 1965; providing a severability clause; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Kothmann:

S.B. 675, A bill to be entitled An Act relating to discharge of municipal sewage by the City of San Antonio which does not meet certain standards into open ponds whose surface area covers more than one acre; providing for damages; requiring construction of water waste treatment facilities; providing a penalty; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Hightower and Adams:

S.B. 676, A bill to be entitled An Act relating to the issuance of a State Parklands Passport to certain residents of this state who are 65 years of age or over; and providing certain rights to holders of passports; and declaring an emergency.

To Committee on Human Resources.

By Senator Mengden:

S.B. 677, A bill to be entitled An Act relating to textbooks for blind and visually handicapped children attending private, non-profit schools; amending Subsection (a), Section 12.03, Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator McKnight:

S.B. 678, A bill to be entitled An Act relating to the authority of East Texas State University to sell or lease land; amending Subchapter C, Chapter 100, Texas Education Code, by adding Section 100.36; and declaring an emergency.

To Committee on State Affairs.

By Senator McKnight:

S.B. 679, A bill to be entitled An Act creating Commerce Water District as a conservation district, under Article XVI, Section 59, of the Texas Constitution, comprising the territory contained in the city of Commerce, Hunt County, Texas, as the boundaries of said city existed on January 1, 1973, for the purpose of providing a source of water supply for municipal, domestic, commercial, and industrial use, and diverting, impounding, storing, treating, and transporting the same, and acquiring, constructing, and operating water facilities; providing for a board of directors for the government of said district; providing the means of annexing additional territory to said district; authorizing the district to obtain permits from the Texas Water Rights Commission and from owners of permits; authorizing the district to acquire any interest in land for its purposes by condemnation; providing that any construction contract in excess of \$5,000 should be made only after publication of notice; authorizing the district to issue bonds and providing for the payment and security thereof; providing that said bonds shall be payable either from ad valorem taxes or revenues, or a combination of ad valorem taxes and revenues; authorizing the issuance of refunding bonds; authorizing the execution of trust indentures or deeds of trust to secure bonds payable from revenues or partly from revenues; providing for elections approving the issuance of bonds payable wholly or partly from ad valorem taxes; authorizing the district to enter into contracts with public agencies, political subdivisions, and others, including specifically the city of Commerce and East Texas State University, for any purpose relating to the district's powers and functions, including supplying water to them, and for operation of the district's water facilities; authorizing all public agencies and political subdivisions, including specifically the city of Commerce and East Texas State University, to contract with and convey land or any interest therein to the district; providing for the approval of bonds issued by the district and contracts entered into by the district by the attorney general and registration of bonds by the Comptroller of Public Accounts of the State of Texas; prescribing other powers and duties of the district; providing a severability clause; and declaring an emergency.

To Committee on Natural Resources.

By Senators McKnight, Adams and Mengden:

S.B. 680, A bill to be entitled An Act relating to the penalties for possession of marijuana and to the expunction of convictions for its possession

and providing certain penalties; adding Subdivision (21) to Section 1, amending Subsection (a) of Section 23, adding Subsection (d) to Section 23, and adding Section 23a, Uniform Narcotic Drug Act, as amended (Article 725b, Vernon's Texas Penal Code); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Jones:

S.B. 681, A bill to be entitled An Act relating to eradication of bovine brucellosis; amending Chapter 52, Acts of the 41st Legislature, 1st Called Session, 1929, as amended (Article 1525b, Vernon's Texas Penal Code), by adding Section 23B; providing penalties; and declaring an emergency.

To Committee on Natural Resources.

By Senator Jones:

S.B. 682, A bill to be entitled An Act providing that a majority in value of certain stockholders equal to 51 percent of the stock of the company shall constitute a quorum; amending Article 2.13, Insurance Code; and declaring an emergency.

To Committee on Economic Development.

By Senator Patman:

S.B. 683, A bill to be entitled An Act relating to consolidated bond and other similar obligations issued under the United States Farm Credit Act of 1971, and as later amended; amending Article 842, Revised Civil Statutes of Texas, 1925, and Section 1, Chapter 160, Acts of the 43rd Legislature, Regular Session, 1933, as amended (Article 842a, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Economic Development.

By Senator Hightower:

S.B. 684, A bill to be entitled An Act relating to exempting all repair, remodeling, and maintenance projects of the State Board of Control from certain provisions of the State Building Construction Administration Act; amending Section 3, Chapter 455, Acts of the 59th Legislature, Regular Session, 1965, as amended (Article 678f, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on State Affairs.

By Senator Creighton:

S.B. 685, A bill to be entitled An Act relating to assessments for water and sewer services; amending Subdivision (A) of Section 2, and Section 19, Chapter 192, Acts of the 58th Legislature, Regular Session, 1963, as amended (Article 1110c, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Mauzy:

S.B. 686, A bill to be entitled An Act relating to senatorial district chairmen and committeemen, senatorial district executive committees, and senatorial district conventions in counties containing all or part of two or more senatorial districts, and also relating to the filling of vacancies in the office of precinct chairman in these counties; amending the Texas Election Code as follows: adding Section 196a-1, amending Subdivision 2, Section 196, as amended (Article 13.18, Vernon's Texas Election Code); and amending Subsections (c) and (d), Section 212, as amended (Article 13.34, Vernon's Texas Election Code); and declaring an emergency.

To Committee on State Affairs.

By Senator Mauzy:

S.B. 687, A bill to be entitled An Act relating to the regulation and prohibition of certain types of advertising by chiropractics; amending article

4512b, section 14a, subsection 19, V.A.T.C.S.; and declaring an emergency.
To Committee on Human Resources.

By Senator Adams:

S.B. 688, A bill to be entitled An Act relating to the use of safety glazing materials in hazardous locations in residential, industrial, commercial, and public buildings; and declaring an emergency.

To Committee on Human Resources.

By Senator Adams:

S.B. 689, A bill to be entitled An Act relating to the production of gas from common reservoirs producing both sweet and sour gas; amending Article 6008, Section 15, Revised Civil Statutes of Texas, 1925; containing a severability clause; and declaring an emergency.

To Committee on Natural Resources.

By Senator Longoria:

S.B. 690, A bill to be entitled An Act relating to the creation of the 254th Judicial District, composed of Hidalgo County; amending Subchapter C, Judicial Districts Act of 1969, as amended (Article 199a, Vernon's Texas Civil Statutes), by adding Section 3.050; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Harris:

S.B. 691, A bill to be entitled An Act relating to the tampering with or disregarding of barricades and warning signs placed upon any property where a hazardous condition exists; bringing the penalties within the jurisdiction of municipal courts; amending Chapter 270, Acts of the 53rd Legislature, Regular Session, 1953 (Article 6674u, Vernon's Texas Civil Statutes); amending Chapter 65, Acts of the 59th Legislature, Regular Session, 1965 (Article 6674u-1, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.B. 692, A bill to be entitled An Act relating to the provision of free textbooks in certain state-approved courses; amending Subsection (c), Section 12.15, Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator Mauzy:

S.B. 693, A bill to be entitled An Act providing for an annual assessment ratio study to be conducted by the Tax Commissioner of the State; providing a real property transfer fee; defining certain terms; providing for exemptions; providing for the duties of County Clerks, the Tax Commissioner and local school district tax assessors-collectors; providing for disposition of the fees collected and the authority of the Tax Commissioner; providing for penalties for violation of this Act; appropriating funds; providing for severability; and declaring an emergency.

To Committee on State Affairs.

By Senators Mengden, Brooks, Schwartz and Gammage:

S.B. 694, A bill to be entitled An Act relating to employees in the fire department or police department of certain cities engaging in political activities; amending Section 22, Chapter 325, Acts of the 50th Legislature, 1947, as amended (Article 1269m, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Human Resources.

By Senator Mengden:

S.B. 695, A bill to be entitled An Act to amend Section 13, Subsection

(a) of Article 6243g-1 of Vernon's Texas Civil Statutes, relating to Pension Systems for policemen in cities of nine hundred thousand (900,000) or more inhabitants which do not now have a police, firemen and fire alarm operators pension system organized under another law.

To Committee on Human Resources.

By Senator Mengden:

S.B. 696, A bill to be entitled An Act relating to assaults and assault and battery by persons using or exhibiting firearms and additional penalties for persons who use or exhibit a firearm during the commission of certain offenses; providing for imprisonment without probation or parole in those instances; increasing the maximum sentences for murder without malice and assault to commit murder with malice to life imprisonment; increasing the minimum sentence for murder with malice to 20 years; amending Articles 48, 1147, 1151, 1160, 1162, 1189, 1257, 1408, 1391, 1397, and 1402, Penal Code of Texas, 1925; amending Section 3-a, Chapter 274, Acts of the 40th Legislature, Regular Session, 1927, as amended (Article 1257b, Vernon's Texas Penal Code); amending Chapter 12, General Laws, Acts of the 42nd Legislature, Regular Session, 1931, as amended (Article 1177a, Vernon's Texas Penal Code); Sections 3 and 3a, and Subsections (a) and (b) of Section 15, Article 42.12, Code of Criminal Procedure, 1965, as amended; and Chapter 2, Title 15, Penal Code of Texas, 1925, by adding Article 1151A; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Mengden:

S.B. 697, A bill to be entitled An Act to repeal Section 80, Texas Election Code, as amended (Article 7.15, Vernon's Texas Election Code), relating to approval, adoption, and use of electronic voting systems at elections; and declaring an emergency.

To Committee on State Affairs.

By Senator Brooks:

S.B. 698, A bill to be entitled An Act relating to transportation costs for certain vocational education students; amending Section 16.56, Texas Education Code, as amended, by adding Subsection (h); and declaring an emergency.

To Committee on Education.

By Senator Brooks:

S.B. 699, A bill to be entitled An Act to amend Title 2, Texas Education Code, by adding a Chapter 33 authorizing and establishing the procedure to create, administer and operate Occupational Skill Center Jurisdiction(s) subject to guidelines, regulations and approval of the Central Education Agency authorized herein for the development of comprehensive and coordinated technical-vocational education offerings; providing for an appropriation of State funds on a matching basis with voted county vocational school tax revenues or with certain budgeted local school funds where county tax not voted, and allocated pursuant to and for purposes of such Centers, to be paid from the Foundation School Program Fund; prescribing eligibility for student enrollments; providing for an effective date of this Act, and for the utilization of Federal funds available to implement programs operated hereunder for the acquisition of equipment as may be needed; and declaring an emergency.

To Committee on Education.

By Senator Clower:

S.B. 700, A bill to be entitled An Act amending the employer's liability under the Texas workmen's compensation law; amending Sections 8, 10, 11, and 12, Article 8306, and Section 1, Article 8309, Revised Civil Statutes of Texas, 1925, as amended, to eliminate the need for the legislature to set the maximum and the minimum rates recoverable under workmen's compensation law by allowing

the remuneration to be based upon sixty-six and two-thirds percent (66-2/3%) of the injured employee's average weekly wage, not to exceed sixty-six and two-thirds percent (66-2/3%) nor to be less than fifteen percent (15%) of the average weekly earnings for non-supervisory production employees in manufacturing and mining as determined by the Texas Employment Commission and published in its report, "The Average Weekly Earnings in Texas" for December 1972, and each even numbered year thereafter; this method for determining weekly compensation rates will apply to all employees sustaining a compensable injury on or after July 1, 1973; providing that this Act shall not affect any rights which have vested or accrued prior to the effective date hereof, and retaining prior laws in effect, insofar as injuries sustained prior to the effective date hereof; providing for a savings clause; repealing all laws in conflict; and declaring an emergency.

To Committee on Human Resources.

By Senator Meier:

S.B. 701, A bill to be entitled An Act relating to the licensing of adjusters of claims arising under insurance contracts; and declaring an emergency.

To Committee on State Affairs.

By Senator Meier:

S.B. 702, A bill to be entitled An Act amending Chapter 63, 59th Legislature, Acts 1965 as amended (compiled as Article 1269j-4.1) by making the Act applicable to all incorporated cities, including Home Rule cities having a population of seven thousand (7,000) or more according to the last preceding Federal Census; by amending the Act to authorize such City to establish, acquire, lease as lessee or lessor, purchase, construct, improve, enlarge, equip, repair, operate or maintain (any or all) public improvements such as golf courses, tennis courts and similar recreational facilities; and amending said Act to authorize such city to issue negotiable revenue bonds to provide all or part of the funds for the establishment, acquisition, purchase, construction, improvement, enlargement, equipment or repair (any or all) of public improvements such as golf courses, tennis courts and other similar recreational facilities; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Hightower:

S.B. 703, A bill to be entitled An Act amending Section 1, Chapter 937, Acts of the 62nd Legislature, Regular Session, 1971 (Article 7329a, Vernon's Texas Civil Statutes); relating to deferring collection of delinquent ad valorem taxes on real property owned and occupied by a person sixty-five (65) years of age or older; and declaring an emergency.

To Committee on Human Resources.

By Senator Mengden:

S.B. 704, A bill to be entitled An Act to require one out of every three cases heard in all district courts to be cases concerning violations of laws pertaining to narcotics and dangerous drugs.

To Committee on Jurisprudence.

By Senator Mengden:

S.B. 705, A bill to be entitled An Act relating to the importing, without a license, into Texas certain drugs, providing penalties; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Mengden:

S.B. 706, A bill to be entitled An Act relating to the interception and use of wire or oral communications by amending the Code of Criminal Procedure,

1965, by adding a new Article 18.31; and declaring an emergency.
To Committee on Jurisprudence.

By Senator Hightower:

S.B. 707, A bill to be entitled An Act relating to the sale of state surplus personal property; amending Section 6a, Article 666, Revised Civil Statutes of Texas, 1925, as amended, by adding a Subsection (g); and declaring an emergency.

To Committee on State Affairs.

By Senator Hightower:

S.B. 708, A bill to be entitled An Act amending Vernon's Texas Penal Code by amending Article 602 by designating the current Article 602 as Subsection (a); by amending Article 602-A by designating the current Article 602-A as Subsection (a); by adding a new Subsection (b) to Articles 602 and 602-A; relating to proof for prima facie case of violation of Subsection (a) of these Articles pertaining to willful desertion, neglect, or refusal of a parent to provide support; and by adding a new Article 602-B authorizing the State Department of Public Welfare or the County or District Attorney to institute charges and file complaint against any person violating these Articles; providing a repealing clause, a savings clause; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Hightower:

S.B. 709, A bill to be entitled An Act providing that the State Department of Public Welfare may receive child support payments ordered by a court where the department is paying assistance or providing services on behalf of the dependent child; providing for cooperation with the courts and other public or private agencies in carrying out the provisions of this Act; authorizing the department to promulgate reasonable rules and regulations which will enable it to carry out the provisions of this Act; amending Section 18-B, The Public Welfare Act of 1941 (Article 695c, Vernon's Texas Civil Statutes); fixing an effective date; repealing conflicting laws; providing for severability; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Blanchard:

S.B. 710, A bill to be entitled An Act changing the name of the Texas Vending Commission; amending Chapter 587, Acts of the 62nd Legislature, Regular Session, 1971 (Article 4413(41), Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on State Affairs.

By Senator Blanchard:

S.B. 711, A bill to be entitled An Act relating to the amount of indebtedness that can be insured under certain laws covering mortgage guaranty insurance; amending Section 7, Article 21.50, Insurance Code; and declaring an emergency.

To Committee on Economic Development.

By Senator Mauzy:

S.B. 712, A bill to be entitled An Act relating to the operation of public schools on a year-round basis, amending Chapter 16, Subchapter H-1, Article 16.971, 16.972, 16.973, and 16.974, adding Article 16.865 to Chapter 16, Subchapter G-1 of the Texas Education Code, and declaring an emergency.

To Committee on Education.

By Senator Hightower:

S.B. 713, A bill to be entitled An Act prohibiting the making or filing of false, misleading or unfounded reports to any governmental agency in this

State and for the purpose of interfering with the operation of such governmental agency or with the intent to mislead or malign any officer of such agency; defining the term "governmental agency," and providing a penalty for violation of this Act; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Moore:

S.B. 714, A bill to be entitled An Act to provide a procedure whereby members of the Judicial, Teachers and Employees Retirement Systems of Texas with service in two or more classes of membership in such Retirement Systems may establish creditable service; providing for payment of member and State contributions; providing proportionate service retirement benefits for the members with qualified total service by each System; prohibiting the use of funds of any State Retirement System for the payment of benefits in any other System; providing an effective date; providing a savings clause; repealing conflicting laws; and declaring an emergency.

To Committee on State Affairs.

By Senator Aikin:

S.B. 715, A bill to be entitled An Act requiring District Attorneys and Criminal District Attorneys to devote full time to the duties of office; making a supplemental appropriation; providing a repealer clause; and declaring an emergency.

To Committee on Finance.

By Senator Adams:

S.B. 716, A bill to be entitled An Act amending House Bill No. 8, Page 269, Chapter 184, Article XX, General and Special Laws of the State of Texas, Acts of the 47th Legislature, Regular Session, 1941, as amended, by amending Section 2, Article XX, Subsections (1), (4) and (6) providing the allocation for the period beginning September 1, 1973 through December, 1973; by repealing Subsection (8) relating to the Economic Opportunity Fund--Welfare, and Subsection (9) relating to Temporary Welfare Administration Fund; by amending Subsections (4) and (6) by eliminating reference to allocations in event funds are not sufficient to make the allocations as authorized and the reference to the transfer of property; and by adding a new Section 3 (a) and (b) to Article XX by amending and transferring portions of Subsections (4) and (6) to Section 3(a) and adding a new Section 3(b); fixing an effective date; providing a repealing clause, a savings clause; and declaring an emergency.

To Committee on Finance.

By Senator Jones:

S.B. 717, A bill to be entitled An Act relating to the qualifications of school district trustees; amending Section 23.19, Subchapter A, Chapter 23, Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator Jones:

S.B. 718, A bill to be entitled An Act relating to petitions for the consolidation of school districts; amending Section 19.232, Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator Jones:

S.B. 719, A bill to be entitled An Act relating to a motor vehicle reparations system for recovery of benefits for economic losses resulting from certain accidental bodily injuries; amending Subchapter A, Chapter 5, Insurance Code, as amended, by adding an Article 5.12-1; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Jones:

S.B. 720, A bill to be entitled An Act relating to the signing or countersigning of insurance policies by Licensed Non-Resident Insurance Agents; amending Articles 21.09 and 21.11, Insurance Code, as amended; and declaring an emergency.

To Committee on Economic Development.

By Senators Brooks and Ogg:

S.B. 721, A bill to be entitled An Act relating to regulation of the coin-operated machine industry, recreating and reconstituting the Texas Vending Commission; establishing an advisory committee; amending Chapter 587, Acts of the 62nd Legislature, Regular Session, 1971, (Article 4413 (41), Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on State Affairs.

By Senator Brooks:

S.B. 722, A bill to be entitled An Act amending Chapter 409, Acts of the 61st Legislature of the State of Texas, Regular Session, 1969, as amended by Chapter 202, Acts of the 62nd Legislature, Regular Session, 1971, to clarify the power to provide disposal systems, to enlarge and clarify the definition of the term "disposal system" to include all facilities acquired or constructed by the Authority to obtain, treat, transport, sell and deliver water to any person for whom the Authority provides waste treatment facilities or services and to permit the Authority to purchase or obtain water and treat, transport, sell and deliver water to any such person and enter into all contracts necessary or convenient in connection therewith; providing for a procedure for the dissolution of pollution control districts after annexation in whole or in part by municipal corporations and for the assumption of indebtedness and duties thereof by such annexing municipal corporation; providing a severability clause; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Brooks:

S.B. 723, A bill to be entitled An Act relating to the validation of certain revenue and tax bonds, notes, and warrants of cities and towns; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Brooks:

S.B. 724, A bill to be entitled An Act relating to working hours for firemen in certain cities; adding Section 5A to, and amending Section 6 of, Chapter 38, Acts of the 49th Legislature, 1945, as amended (Article 1583-1, Vernon's Texas Penal Code); and declaring an emergency.

To Committee on Human Resources.

By Senator Herring:

S.B. 725, A bill to be entitled An Act to permit the sale of deer antlers; amending Articles 884, 889, and 923h, Penal Code of Texas, 1925, as amended; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Hightower:

S.B. 726, A bill to be entitled An Act to be known as the Texas Mass Transit Authority Act; defining terms; providing for a study and the development of a plan for establishing an Authority; providing for the creation of the Authority through an election procedure; providing for the extension of the jurisdiction of the Authority; providing for the management through an Authority Board; conferring powers on the Authority and its Board, including the power of eminent domain, the power to adopt rules and regulations, the power to establish rates, fares, tolls and charges, the power to accept grants and loans from the

United States and other sources, and other powers; providing for the financing of the Authority through the imposition of taxes or other methods; providing for assessing and collection of taxes authorized; providing for the power to issue bonds; providing for the issuance of certificates of indebtedness; providing that the property is exempt from taxation; providing for the right to enter property to make surveys and examine the land; providing a severability clause; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Santiesteban:

S.B. 727, A bill to be entitled An Act relating to the duties of the Texas State Board of Public Accountancy which requires that they hold examinations and issue licenses as public accountants to all persons who are United States citizens, reside within the State of Texas and meet certain job-related requirements. Amending Art. 41a, Sec. 5, Sec. 11, Vernon's Civil Statutes Annotated, and adding and deleting portions to and from the Act to conform with the amendments; and declaring an emergency.

To Committee on State Affairs.

By Senator Santiesteban:

S.B. 728, A bill to be entitled An Act relating to the issuance of search warrants; amending Article 18.01, Code of Criminal Procedure, 1965; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Santiesteban:

S.B. 729, A bill to be entitled An Act authorizing the School Land Board for a limited time to acquire certain interests in land by trading interests in Public Free School Lands; requiring a report of such trades to the legislature; authorizing the board to manage lands so acquired for the public trust; repealing conflicting laws to the extent of their conflict with this Act; providing for the severability of the provisions of this Act; and declaring an emergency.

To Committee on State Affairs.

By Senator Brooks:

S.B. 730, A bill to be entitled An Act relating to the regulation of music and skill or pleasure coin-operated machines; amending Section 2, Article 13.17, Title 122A, Taxation - General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

To Committee on Human Resources.

By Senator Brooks:

S.B. 731, A bill to be entitled An Act amending Chapter 21, Subchapter A, Section 21.00, Texas Education Code; amending Chapter 16, Subchapter H-1, Section 16.972(b), Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator Brooks:

S.B. 732, A Bill to be entitled An Act relating to amending the Technical-Vocational Education Act of 1969; amending Sections 31.02; 31.03, 31.12, 31.33, and 31.39; and declaring an emergency.

To Committee on Education.

By Senator Brooks:

S.B. 733, A bill to be entitled An Act to prohibit the deposit of specifically named toxic waste within the land or on the surface of the land for the purpose of ultimate disposal; to provide a short title; to define certain terms; to establish prohibitions on the depository of certain waste matter on or beneath the surface of the land; to provide for mandatory notice to be given for

the removal of certain waste; to provide for conditional permits; to provide for penalties for violations; to provide for exceptions; to repeal conflicting laws; and declaring an emergency.

To Committee on Natural Resources.

By Senator Brooks:

S.B. 734, A bill to be entitled An Act relating to a comprehensive program for the prevention of drug dependence and the treatment and rehabilitation of drug-dependent persons; repealing certain laws replaced by this Act; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Gammage:

S.B. 735, A bill to be entitled An Act clarifying the penalty for specific incidences of violations; amending the Texas Penal Code Ann. art. 698d, Section 4 (1969); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Gammage:

S.B. 736, A bill to be entitled An Act clarifying the penalty for specific incidences of violations amending the Texas Clean Air Act (Art. 4477-5, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Gammage:

S.B. 737, A bill to be entitled An Act clarifying actions to be fined as violations; amending the Texas Penal Code Ann. art. 698c, Section 4 (1969); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Gammage:

S.B. 738, A bill to be entitled An Act clarifying and codifying the penalty for specific incidences of violations; amending the Solid Waste Disposal Act (Article 4477-7, Vernon's Civil Statutes); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Gammage:

S.B. 739, A bill to be entitled An Act clarifying those actions to be fined as violations of Chapter 21 Water Code, Section 21.553; amending Chapter 21, Water Code, Section 21.553, as amended; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Gammage:

S.B. 740, A bill to be entitled An Act relating to the procurement of evidence and/or documentation thereof in the course of ascertaining conditions relating to solid waste management and control; amending the Solid Waste Disposal Act (Article 4477-7, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Gammage:

S.B. 741, A bill to be entitled An Act relating to the procurement of evidence and/or documentation thereof in the course of ascertaining conditions relating to emissions of air contaminants to or the concentration of air contaminants in the atmosphere; extending investigative powers to local governments; amending the Texas Clean Air Act (Art. 4477-5, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Gammage:

S.B. 742, A bill to be entitled An Act relating to the procurement of evidence or documentation thereof in the course of ascertaining water quality to assure high standards of water quality; amending Chapter 2, Water Code, Section 21.353, as amended; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Gammage:

S.B. 743, A bill to be entitled An Act relating to the procurement of evidence or documentation thereof in the course of ascertaining water quality; amending Chapter 21, Water Code, Section 21.064, as amended; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Brooks:

S.B. 744, A bill to be entitled An Act relating to the qualifications for obtaining a license to practice pharmacy; amending Section 9, Chapter 107, Acts of the 41st Legislature, Regular Session, as amended (Article 4542a, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Human Resources.

By Senator Gammage:

S.B. 745, A bill to be entitled An Act amending the subject matter of the Texas Unemployment Compensation Act, as amended (Articles 5221b-1 et seq., Vernon's Texas Civil Statutes), as follows: amending Section 3, providing benefits; amending Section 4 by repealing subsection (f); amending Section 8, providing duration of coverage and elections; amending Section 19, providing definitions of terms and adding additional definitions of terms; providing for repeal of all laws and parts of law in conflict and for preserving rights accrued thereunder; providing severability of provisions; providing an effective date for this Act; and declaring an emergency.

To Committee on Human Resources.

By Senator Mauzy:

S.B. 746, A bill to be entitled An Act relating to benefits under the Teacher Retirement System; amending Subdivision (20), Subsection (a), Section 3.02, and Subsection (d), Section 3.31, Texas Education Code; amending Subchapter C, Chapter 3, Texas Education Code, by adding Sections 3.39, 3.40, and 3.41; and declaring an emergency.

To Committee on Finance.

By Senator Brooks:

S.B. 747, A bill to be entitled An Act validating the incorporation, areas and boundary lines, and governmental proceedings and acts of cities and towns of 1,000 inhabitants or less; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Brooks:

S.B. 748, A bill to be entitled An Act relating to polling places for elections; amending Subsection (a), Section 11, and Subdivision 1, Section 182, Texas Election Code, as amended (Articles 2.03 and 13.04, Vernon's Texas Election Code); and declaring an emergency.

To Committee on State Affairs.

By Senator Kothmann:

S.B. 749, A bill to be entitled An Act relating to extraterritorial jurisdiction and annexation powers of cities; amending Section 7, Article I, Municipal Annexation Act (Article 970a, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Kothmann:

S.B. 750, A bill to be entitled An Act relating to Urban Renewal and the execution of a New Community Development Program; amending the Urban Renewal law, in particular the following Sections and Subsections of Chapter 298, Acts of the 55th Legislature, Regular Session, 1957 (Article 1269, 1-3, Vernon's Texas Civil Statutes): Subsection (h) of Section 4, as amended by Section 1, Chapter 732, Acts of the 60th Legislature, 1967; Subsection (i) of Section 4; Subsection (j) of Section 4; Subsection (k) of Section 4; Subsection (m) of Section 4; Subsection (d) of Section 9; Section 9 by addition thereto of the following subsections (m), (n), and (o); Section 11 by addition thereto of the following subsection (f); Section 12 by addition thereto of the following Subsection (c); and Section 22; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Kothmann:

S.B. 751, A bill to be entitled An Act relating to the issuance of Certificates of Indebtedness by cities, as authorized for New Community plans adopted by city or town under federal act; amending Section 1, Chapter 957, Acts of the 62nd Legislature, Regular Session, 1971 (Article 1269j-4.7, Section 1, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Kothmann:

S.B. 752, A bill to be entitled An Act to amend Article 7.07 of Title 50 of the Revised Civil Statutes of Texas, 1925, known as the Texas Election Code, by adding thereto a new Article to be known as Article 7.07(A), providing for the permissive creation of a County Election Commission in any county in Texas and providing the composition, authority and duties of each such County Election Commission; containing a repealing clause; containing a saving clause; and declaring an emergency.

To Committee on State Affairs.

By Senator Traeger:

S.B. 753, A bill to be entitled An Act relating to the clergyman-penitent privilege; amending Article 3715a, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Herring:

S.B. 754, A bill to be entitled An Act to regulate the licensing, inspection and operation of ambulances and ambulance services; to provide standards for the licensing of ambulances and of ambulance drivers, attendants and attendant drivers; to provide for renewal and revocation of licenses; to require written records and reports; providing a penalty for violations of this Act; repealing all conflicting laws; providing for severability; and declaring an emergency.

To Committee on State Affairs.

By Senator Brooks:

S.B. 755, A bill to be entitled An Act relating to the establishment and authority of a Division of Clinical Social Work under the Mental Health Division within the Texas Department of Mental Health and Mental Retardation; regulating the profession of Clinical Social Work; prescribing penalties; and declaring an emergency.

To Committee on State Affairs.

By Senator Kothmann:

S.J.R. 31, Proposing a constitutional amendment to change the name of the Court of Criminal Appeals to the Supreme Court of Criminal Appeals, providing that the Presiding Judge and Judges of said Court shall become the Chief

Justice and Associate Justices of such court; expanding the jurisdiction and power of such Court to issue writs of mandamus, prohibition, procedendo and certiorari.

To Committee on Jurisprudence.

By Senator Jones:

S.J.R. 32, Proposing an amendment to Sections 4 and 5, Article XI, Constitution of the State of Texas, to lower the minimum population required for a city to adopt or amend a home rule charter to include cities having more than 2,500 inhabitants; and providing for forfeiture of charters of cities whose population declines to 2,500 inhabitants or less.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.J.R. 33, Proposing an amendment to Article XVI, Section 28, Constitution of the State of Texas, giving the legislature the power to provide for the garnishment of wages for the nonpayment of court-ordered child support.

To Committee on Jurisprudence.

By Senator Mengden:

S.C.R. 55, Requesting Congress to call a Convention to propose a constitutional amendment providing for the election of a Comptroller.

To Committee on State Affairs.

By Senator Kothmann:

S.C.R. 56, Providing for the creation of a Joint Interim Narcotics and Crime Investigating Committee.

To Committee on State Affairs.

BILLS AND RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

S.B. 49
H.C.R. 89
H.C.R. 11
H.B. 318

STATEMENT BY PRESIDENT

The President made the following Statement:

"A number of members of the Senate have expressed the desire to have advance notice of attempts to bring legislation before the Senate and such notice is clearly desirable.

"Therefore, I would request that Senators desiring to bring up legislation give notice by using the yellow form provided on your desk. This form should be completed and filed with the Secretary of the Senate who will give notice of your intent to suspend the regular order of business.

"The notices shall be given from day to day and must be filed while the Senate is in session so that they can be printed in the Journal.

"The Secretary of the Senate will make a listing of these notices and place a copy on each desk, in each office and on the bulletin boards as soon as practicable after adjournment. Copies will also be made available to the press.

"Except by unanimous consent the chair will not recognize any Member who has failed to give such notice.

"It is hoped that this procedure will allow each Member more time to prepare to debate and vote on each issue."

SENATE BILL 123 ON SECOND READING

The President laid before the Senate on its second reading and passage to engrossment S.B. 123, with an amendment by Senator Creighton pending. (The bill having been read second time on March 1, amendment offered on March 5, and Set as Special Order on March 6.)

Question, Shall the amendment by Senator Creighton to S.B. 123 be adopted?

Senator Gammage moved to table the amendment.

The motion to table prevailed by the following vote: Yeas 19, Nays 11.

Yeas: Andujar, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Kothmann, Longoria, Mauzy, Meier, Mengden, Ogg, Santiesteban, Schwartz, Sherman, Snelson, Wallace and Wolff.

Nays: Adams, Aikin, Blanchard, Creighton, Harris, Hightower, Jones, McKinnon, McKnight, Patman and Traeger.

Absent-excused: Moore.

Senator Adams offered the following amendment to the bill:

Amend Senate Bill 123 by adding a new Section 3 and 4, and renumbering all sections accordingly:

"Section 3. Nothing in this Act shall amend, change or alter any present statutes dealing with the sale, consumption, use or eligibility for a permit for the sale of any alcoholic beverage.

"Section 4. Nothing in this Act shall change any present statute or law of this State which prohibits people under twenty-one (21) years of age from submitting themselves for medical treatment without parental consent."

The amendment was read.

Senator Gammage moved to table the amendment.

The motion to table prevailed by the following vote: Yeas 17, Nays 13.

Yeas: Andujar, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Kothmann, Longoria, Mauzy, Meier, Ogg, Santiesteban, Schwartz, Sherman, Wallace and Wolff.

Nays: Adams, Aikin, Blanchard, Creighton, Harris, Hightower, Jones, McKinnon, McKnight, Mengden, Patman, Snelson and Traeger.

Absent-excused: Moore.

The bill was then passed to engrossment by the following vote: Yeas 19, Nays 11.

Yeas: Andujar, Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Kothmann, Longoria, Mauzy, Meier, Mengden, Ogg, Santiesteban, Schwartz, Sherman, Snelson, Wallace and Wolff.

Nays: Adams, Aikin, Blanchard, Creighton, Harris, Hightower, Jones, McKinnon, McKnight, Patman and Traeger.

Absent-excused: Moore.

(Senator Clower in Chair)

MESSAGE FROM THE HOUSE

Hall of the House of Representatives
Austin, Texas, March 12, 1973

Honorable William P. Hobby
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 50, A bill to be entitled An Act relating to educational programs in health care sciences offered by Midwestern University in conjunction with the United States Air Force; amending Chapter 103, Texas Education Code, by adding Section 103.10; and declaring an emergency.

Respectfully submitted,
DOROTHY HALLMAN
Chief Clerk, House of Representatives

MESSAGE FROM GOVERNOR

The following message from the Governor was read and filed with the Secretary of the Senate:

Austin, Texas
March 12, 1973

TO THE MEMBERS OF THE SIXTY-THIRD LEGISLATURE, REGULAR SESSION:

Pursuant to the provisions of Section 5, Article III of the Constitution of the State of Texas, I herewith submit as an emergency matter the following:

(1) H.B. 391, relating to the advertisement and notice of bond sale in certain water districts;

(2) H.B. 393, relating to the location of the district office, meeting place and place where records are kept;

(3) H.B. 394, relating to the qualifications and disqualifications of directors and members of governing boards;

(4) H.B. 1332, which disqualifies the tax assessor and collector if he is related within the third degree of affinity or consanguinity to a member of the governing board or if he was within two years immediately preceding an employee of a developer, or of a corporation organized for collecting taxes;

(5) H.B. 1333, providing for audit by a person designated by the Texas Water Rights Commission;

(6) H.B. 1334, providing a penalty for failing to file certain reports;

(7) H.B. 1335, providing copies of petitions to create special districts shall be mailed to any city in whose extraterritorial jurisdiction all or part of the proposed district is located and to the commissioners court of any county in which such proposed district is located;

(8) H.B. 1336, providing limits to the maximum debt incurred by certain districts;

(9) H.B. 1337, providing for abolishment of districts within a city, town or village after 2/3 vote of governing body if it is found that a city no longer needs such district;

- (10) H.B. 1338, relating to contracts for acquisition of water supply and treatment systems and providing for drainage lands within a city;
- (11) H.B. 1339, giving the Texas Water Rights Commission more supervisory authority over water districts;
- (12) H.B. 1340, expanding the definition of the term "district";
- (13) H.B. 1341, changing the date of election of governing board members of certain special districts from January to April;
- (14) H.B. 1342, requiring written notice to the purchaser of any real property sold that it is located in a water control and improvement district.

These fourteen bills pertain to water control and improvement districts. They have already been introduced and I am calling your attention to them to urge your prompt consideration.

The most numerous category of special districts, apart from school districts, are water districts. They have been referred to as "the least known, least understood, and least cared about class of governments in the United States." They desperately need increased supervision and regulation over their formation and the conduct of their financial affairs. The abuses to which they have been subject are designed to be corrected by these bills. Enactment of these bills will help maintain the confidence of our citizens in their local government.

Respectfully submitted,
DOLPH BRISCOE
Governor of Texas

HOUSE BILLS ON FIRST READING

The following bills received from the House, were read first time and referred to the Committees indicated:

- H.B. 1, To Committee on Jurisprudence.
- H.B. 50, To Committee on Education.
- H.B. 699, To Committee on Finance.

NOTICES OF INTENT

The following Notices of Intent were filed with the Secretary of the Senate:

Tuesday, March 13, 1973

- S.B. 106 - Senator Traeger
- C.S.S.R. 209 - Senator Mauzy
- S.B. 408 - Senator Mauzy
- S.B. 293 - Senator Mauzy
- S.B. 352 - Senator Mauzy
- S.C.R. 16 - Senator Mauzy
- S.B. 483 - Senator Hightower
- S.B. 271 - Senator Schwartz
- S.B. 124 - Senator Aikin

MEMORIAL RESOLUTIONS

S.R. 287 - By Senator Herring: Memorial resolution for T. B. "Tenon" Field.

S.R. 288 - By Senator McKinnon: Memorial resolution for George R. Clark.

S.R. 289 - By Senator Snelson: Memorial resolution for Mrs. Loretta

Borden McDermott.

S.R. 290 - By Senator Snelson: Memorial resolution for William I. "Bill" Winter.

S.R. 293 - By Senator Adams: Memorial resolution for Mrs. Amelia Taylor Wood.

S.R. 297 - By Senator Harrington: Memorial resolution for Curtis G. (Curt) Hamill.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.R. 292 - By Senator Adams: Extending congratulations to San Augustine High School Boys Basketball Team.

S.R. 294 - By Senator Adams: Extending congratulations to Charles E. Goodson.

S.R. 295 - By Senator Wolff: Extending welcome to Eisenhower Middle School students.

S.R. 296 - By Senator Wolff: Extending welcome to students from St. Ann's School.

ADJOURNMENT

On motion of Senator Aikin the Senate at 1:10 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

March 12, 1973

S.B. 49

THIRTY-FIFTH DAY (Tuesday, March 13, 1973)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

The following Senator was absent-excused: Jones.

A quorum was announced present.